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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09       UNITED STATES OF AMERICA,                   )  
10    )     CASE NO. MJ 10-547  
11       Plaintiff,                                      )  
12    )  
13       v.    )  
14       DAN PETRI,                                      )  
15    )  
16       Defendant.                                      )  
17    )  
18    )  
19    )  
20    )

21       Offense charged:    Possession of Counterfeit or Unauthorized Access Devices

22       Date of Detention Hearing:   January 11, 2011

23       The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
24       based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
25       that no condition or combination of conditions which defendant can meet will reasonably assure  
26       the appearance of defendant as required and the safety of other persons and the community.

27                   **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

28       (1)      Defendant is a citizen and national of Romania. The United States alleges that he  
29       lacks legal status in the United States and, therefore, is in this country illegally. An immigration

01 detainer has been placed on defendant by the Bureau of Immigration and Customs Enforcement.

02 (2) Defendant has strong family ties to Romania, and none to either Canada or the  
03 United States. His financial information is unverified. His verification sources provided  
04 somewhat contradictory information.

05 (3) Defendant poses a risk of nonappearance due to his immigration status, and the  
06 lack of verification of his financial information, plus lack of ties to this country. If released, he  
07 would be taken into immigration custody and possibly deported. He poses a risk of danger due  
08 to the nature and circumstances of the instant offense.

09 (4) There does not appear to be any condition or combination of conditions that will  
10 reasonably assure the defendant's appearance at future Court hearings while addressing the  
11 danger to other persons or the community.

12 It is therefore ORDERED:

13 (1) Defendant shall be detained pending trial and committed to the custody of the  
14 Attorney General for confinement in a correction facility separate, to the extent  
15 practicable, from persons awaiting or serving sentences or being held in custody  
16 pending appeal;

17 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
18 counsel;

19 (3) On order of a court of the United States or on request of an attorney for the  
20 Government, the person in charge of the corrections facility in which defendant  
21 is confined shall deliver the defendant to a United States Marshal for the purpose  
22 of an appearance in connection with a court proceeding; and

01 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United States  
03 Pretrial Services Officer.

04 DATED this 12th day of January, 2011.

05   
06 Mary Alice Theiler  
07 United States Magistrate Judge